

SUMMONS
(CITACION JUDICIAL)

NOTICE TO DEFENDANT: (Aviso a Acusado)

BENT CORYDON

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

YOU ARE BEING SUED BY PLAINTIFF:
(A Ud. le está demandando)

JOHN CARMICHAEL

You have **30 CALENDAR DAYS** after this summons is served on you to file a typewritten response at this court.

A letter or phone call will not protect you; your typewritten response must be in proper legal form if you want the court to hear your case.

If you do not file your response on time, you may lose the case, and your wages, money and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

Después de que le entreguen esta citación judicial usted tiene un plazo de **30 DIAS CALENDARIOS** para presentar una respuesta escrita a máquina en esta corte.

Una carta o una llamada telefónica no le ofrecerá protección; su respuesta escrita a máquina tiene que cumplir con las formalidades legales apropiadas si usted quiere que la corte escuche su caso.

Si usted no presenta su respuesta a tiempo, puede perder el caso, y le pueden quitar su salario, su dinero y otras cosas de su propiedad sin aviso adicional por parte de la corte.

Existen otros requisitos legales. Puede que usted quiera llamar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de referencia de abogados o a una oficina de ayuda legal (vea el directorio telefónico).

The name and address of the court is: *(El nombre y dirección de la corte es)*

CASE NUMBER: *(Número del Caso)*

189414

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF RIVERSIDE
4050 Main Street
Riverside, CA 92501

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es)

KENDRICK C. MOXON
ATTORNEY AT LAW
8530 Wilshire Blvd., Suite 407
Beverly Hills, CA 90211

WILLIAM E. CONERLY

DATE:
(Fecha)

SEP 14 1987

Clerk, by
(Actuario)

A. Hayes

Deputy
(Delegado)

(SEAL)

NOTICE TO THE PERSON SERVED: You are served

1. ☒ as an individual defendant.
2. ☐ as the person sued under the fictitious name of *(specify)*:
3. ☐ on behalf of *(specify)*:

under: ☐ CCP 416.10 (corporation)
☐ CCP 416.20 (defunct corporation)
☐ CCP 416.40 (association or partnership)
☐ other:

☐ CCP 416.60 (minor)
☐ CCP 416.70 (conservatee)
☐ CCP 416.90 (individual)

4. ☐ by personal delivery on *(date)*:

Kendrick L. Moxon
Counsel for Plaintiff
8530 Wilshire Blvd.
Suite 407
Beverly Hills, Ca. 90211
(213) 661-4030

FILED
RIVERSIDE COUNTY

SEP 14 1987

WILLIAM E. CONERLY, Clerk

A. Hayes Deputy
A. Hayes

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF RIVERSIDE

JOHN CARMICHAEL,

Plaintiff,

-against-

BENT CORYDON,

Defendant.

189414

COMPLAINT FOR
DAMAGES FOR
DEFAMATION
CIVIL CODE §45

Plaintiff, by his attorneys, Kendrick L. Moxon for his
complaint against defendant, alleges as follows:

I. NATURE OF THE ACTION

1. This is an action for damages caused by defendant's
publication over radio station WABC of false and defamatory
statements of and concerning plaintiff. Venue is based upon the
residence of plaintiff and upon the origin of publication and
publication, all in the State, County and City of New York.

II. PARTIES

1. Plaintiff is a resident of the City, County and State
of New York, a minister in the Church of Scientology and the
President of the Church of Scientology of New York, Inc., a
religious organization.

1 2. Plaintiff is also engaged in a public relations
2 business in the City, County and State of New York which is
3 conducted under Plaintiff's name.

4 3. Defendant is the author of a book entitled "L. Ron
5 Hubbard Messiah or Madman?," published by Lyle Stuart, Inc.
6 (herein "book"), and is a resident of Riverside, California.

7 CAUSE OF ACTION

8 4. On August 19, 1987, defendant appeared on radio station
9 WABC as a guest to promote his book on a show known as "Morning
10 Newstalk."

11 5. WABC broadcasts the "Morning Newstalk" show throughout
12 the greater New York metropolitan area. The show of August 19,
13 1987, and the particular defamatory statements alleged in
14 paragraph 6 below, were heard throughout that area and by
15 members of the public who know plaintiff personally,
16 professionally as a minister of the Church of Scientology and in
17 his public relations business.

18 6. While appearing on the "Morning Newstalk" show on
19 August 19, 1987, in New York County, defendant published the
20 following false and defamatory statements of and concerning
21 plaintiff:

22 What I was doing was trying to cover up for
23 your people that you told me were innocent,
24 John Carmichael. You're one of their biggest
25 spokesmen. You are a trained liar - they
26 trained you on a lying drill. They actually
27 train you on a drill that tells you how to lie
28 effectively, and you're drilled on this regularly.
I have the actual thing in my possession.

 * * *

 You wouldn't know what it [the truth] meant,
buddy. You actually do train on that and you
know it.

* * *

You're a professional liar.

7. By the aforesaid defamatory statements alleged in paragraph 6 above, defendant intended to convey and did convey to the listening audience the following false and defamatory meanings of and concerning plaintiff:

- A. Plaintiff is a trained liar;
- B. Plaintiff has been trained to lie effectively;
- C. Plaintiff is drilled regularly on how to lie;
- D. Plaintiff would not know what the truth meant;
- E. Plaintiff knows he actually trains to lie;
- F. Plaintiff is a professional liar.

8. The audience that heard defendant's aforesaid defamatory statements of and concerning plaintiff understood said statements to have the false and defamatory meanings alleged in paragraph 7 herein.

9. The reasonable meanings of the aforesaid defamatory statements of and concerning plaintiff was the false and defamatory meanings alleged in paragraph 7 herein.

10. Members of the listening audience familiar with plaintiff and/or the Church of Scientology of New York understood the said defamatory statements to have the following false and defamatory meanings in addition to those alleged in paragraph 7 herein:

- A. As a minister plaintiff is trained to lie;
- B. As a minister plaintiff does not know what the truth is;
- C. In the practice of his ministry plaintiff is a

1 professional liar;

2 D. In his public relations business plaintiff is a
3 trained liar;

4 E. In his public relations business plaintiff does not
5 know what the truth is;

6 F. In his public relations business plaintiff is a
7 professional liar.

8 11. By the aforesaid defamatory statements and by their
9 false and defamatory meanings as alleged herein defendant
10 charged plaintiff with dishonest and improper conduct in his
11 ministry and in his business, and with highly unethical,
12 improper and unlawful conduct.

13 12. Plaintiff's reputation, credibility and ability to
14 fulfill his position as a minister of the Church of Scientology
15 requires that he be viewed as an ethical, honorable and
16 responsible man who does not lie, is not involved in lying and
17 knows and respects the truth.

18 13. Plaintiff's reputation, credibility and ability to
19 function in his public relations business requires that he be
20 viewed as an ethical, honorable and responsible man who does not
21 lie, is not involved in lying and knows and respects the truth.

22 14. Defendant knew that the aforesaid defamatory
23 statements set forth above were false and/or published them in
24 reckless disregard of their truth or falsity.

25 15. The aforesaid defamatory statements set forth above
26 were published by defendant acting in a grossly irresponsible
27 manner in failing to determine their truth or falsity, in
28 failing to follow any responsible standards and practices in

1 determining their truth or falsity and in knowing that he did
2 not know whether the statement was true.

3 16. The aforesaid defamatory statements set forth above
4 were published by defendant acting with culpable negligence and
5 in reckless disregard of and indifference to plaintiff's rights
6 and to their truth or falsity, and the demanding consequences
7 that publication of such statements could cause.

8 17. The aforesaid defamatory statements are utterly false.

9 18. By reason of the aforesaid acts of defendant,
10 plaintiff has suffered serious damage to his good name and
11 reputation, he has been injured in his profession as a minister,
12 he has been injured in his public relations business and his
13 integrity, honesty, truthfulness and lawfulness have been
14 seriously impaired.

15 19. Upon information and belief, by reason of the
16 aforesaid acts of defendant, plaintiff has lost and will in the
17 future lose, prospective business and clients in his public
18 relations business resulting in specific economic damage and
19 loss to plaintiff.

20 20. Plaintiff has sent to defendant a written request
21 to retract and correct the statements in paragraph 6 above
22 pursuant to California Civil Code Section 48(a). The
23 defendant has not as of this time issued any retraction
24 whatsoever. Plaintiff believes defendant has no intention
25 to, nor will he retract in any regard.

26 21. As a result, plaintiff has suffered actual damages
27 in an amount in excess of \$50,000.00.

28 22. By virtue of defendant's conduct, plaintiff is

1 entitled to recover punitive damages from defendant in an amount
2 in excess of \$50,000.00.

3 WHEREFORE, plaintiff demands judgment against defendant, as
4 follows:

5 (a) in an amount no less than \$50,000.00 in
6 actual damages together with interest thereon;

7 (b) in an amount no less than \$50,000.00 in
8 punitive damage;

9 (c) the costs and disbursement of this action
10 including reasonable allowances for counsel fees and
11 other lawful expenses; and

12 (d) such other further relief as the Court may find
13 just and proper under the circumstances.

14 DATED: Los Angeles,
15 September 14, 1987

16 Respectfully submitted,
17
18

19 Kendrick L. Moxon
20 Attorney for Plaintiff
21 8530 Wilshire Blvd.
22 Suite 407
23 Beverly Hills, Ca. 90211
24 (213) 661-4030
25
26
27
28

PROOF OF SERVICE — SUMMONS
(Use separate proof of service for each person served)

1. I served the
- a. ☒ summons ☒ complaint ☐ amended summons ☐ amended complaint
☐ completed and blank Case Questionnaires ☐ Other (specify):
- b. on defendant (name):
- c. by serving ☐ defendant ☐ other (name and title or relationship to person served):
- d. ☐ by delivery ☐ at home ☐ at business
(1) date:
(2) time:
(3) address:
- e. ☐ by mailing
(1) date:
(2) place:
2. Manner of service (check proper box):
- a. ☐ Personal service. By personally delivering copies. (CCP 415.10)
- b. ☐ Substituted service on corporation, unincorporated association (including partnership), or public entity. By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left. (CCP 415.20(a))
- c. ☐ Substituted service on natural person, minor, conservatee, or candidate. By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of the office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left. (CCP 415.20(b)) (Attach separate declaration or affidavit stating acts relied on to establish reasonable diligence in first attempting personal service.)
- d. ☐ Mail and acknowledgment service. By mailing (by first-class mail or airmail, postage prepaid) copies to the person served, together with two copies of the form of notice and acknowledgment and a return envelope, postage prepaid, addressed to the sender. (CCP 415.30) (Attach completed acknowledgment of receipt.)
- e. ☐ Certified or registered mail service. By mailing to an address outside California (by first-class mail, postage prepaid; requiring a return receipt) copies to the person served. (CCP 415.40) (Attach signed return receipt or other evidence of actual delivery to the person served.)
- f. ☐ Other (specify code section):
☐ additional page is attached.
3. The "Notice to the Person Served" (on the summons) was completed as follows (CCP 412.30, 415.10, and 474):
- a. ☐ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (specify):
- c. ☐ on behalf of (specify):
under: ☐ CCP 416.10 (corporation) ☐ CCP 416.60 (minor) ☐ other:
☐ CCP 416.20 (defunct corporation) ☐ CCP 416.70 (conservatee)
☐ CCP 416.40 (association or partnership) ☐ CCP 416.90 (individual)
- d. ☐ by personal delivery on (date):
4. At the time of service I was at least 18 years of age and not a party to this action.
5. Fee for service: \$
6. Person serving:
- a. ☐ California sheriff, marshal, or constable.
- b. ☐ Registered California process server.
- c. ☐ Employee or independent contractor of a registered California process server.
- d. ☐ Not a registered California process server.
- e. ☐ Exempt from registration under Bus. & Prof. Code 22350(b).
- f. Name, address and telephone number and, if applicable, county of registration and number:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:



(SIGNATURE)

(For California sheriff, marshal, or constable use only)
I certify that the foregoing is true and correct.

Date:



(SIGNATURE)

(VERIFICATION — 44A, 20155 C. C. P.)

STATE OF CALIFORNIA, COUNTY OF

I am the

in the above entitled action or proceeding; I have read the foregoing

and know the contents thereof; and I certify that the same is true of my own knowledge, except as to those matters which are therein stated upon my information or belief, and as to those matters I believe it to be true.

I declare, under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on _____ at _____, California
(date) (place)

(Signature)

PROOF OF SERVICE BY MAIL (1013a, 20155 C. C. P.)

STATE OF CALIFORNIA, COUNTY OF

I am a resident of the county aforesaid; I am over the age of eighteen years and not a party to the within entitled action; my business address is:

P.O. Box 511, Pacific Palisades, Ca. 90272

On _____, 19____, I served the within _____

on the _____ Parties
in said action, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at _____ addressed as follows:

Lenske, Lenske & Heller
6400 Canoga Avenue
Suite 315
Woodland Hills CA 91367

Litt & Stormer
3550 Wilshire Blvd.
Suite 1200
Los Angeles CA 90010

Peterson & Brynan
8530 Wilshire Blvd
Suite 407
L.A. CA 90211

I declare, under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on _____ at _____, California
(date) (place)